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PTO/SB/21 (05-03)

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## TRANSMITTAL FORM

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		Application Number	10/659,800
		Filing Date	September 10, 2003
		First Named Inventor	FARESE JR., ROBERT V.
		Group Art Unit	1635
		Examiner Name	Whiteman, Brian A.
Total Number of Pages in This Submission	14 pages	Attorney Docket Number	UCAL-105CIP2CON2

### ENCLOSURES (check all that apply)

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Remarks		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Signing Attorney/Agent (Reg. No.)	PAULA A. BORDEN, 42,344 BOZICEVIC, FIELD & FRANCIS, LLP
Signature	
Date	November 2, 2006

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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<b>INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(e)</b>		Attorney Docket	UCAL-105CIP2CON2
		First Named Inventor	FARESE JR, Robert V.
		Application Number	10/659,800
		Confirmation No.	7565
		Filing Date	September 10, 2003
		Group Art Unit	1635
		Examiner Name	Whiteman, Brian A.
Title: "DIACYLGLYCEROL O-ACYLTRANSFERASE"			

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Sir:

Applicants submit herewith patents and/or publications which may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 C.F.R. § 1.56. While this Statement may be "material" pursuant to 37 C.F.R. § 1.56, it is not intended to constitute an admission that any patent, publication, or other information referred to therein is "prior art" for this invention unless specifically designated as such. A listing of patents and/or publications is shown on enclosed Form PTO-SB/08A and a copy of each patent and/or publication is also enclosed.

Each item of information contained in the Information Disclosure Statement filed herewith was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement (37 C.F.R. 1.97(e)(1)). A copy of the communication is enclosed for the Examiner's convenience.

The Examiner is requested to make the citations listed on the enclosed PTO-SB/08A of record in this application. Applicants would appreciate the Examiner initialing and returning the initialed copy of form PTO-SB/08A, indicating the references have been considered and made of record herein.

No fee is believed due as this statement is being submitted within three months of the mailing date of the enclosed foreign communication. However, if it is determined that fees are required, the Commissioner is hereby authorized to charge any necessary fees associated with this communication or credit any overpayment to Deposit Account No. 50-0815, Order No. UCAL-105CIP4.

Respectfully submitted,

BOZICEVIC, FIELD &amp; FRANCIS LLP

By:

Paula A. Borden, Reg. No. 42,344

Date: Nov. 2, 2006

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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>					
(use as many sheets as necessary)					
Sheet	1	of	2	Application Number	10/659,800
				Filing Date	September 10, 2003
				First Named Inventor	FARESE JR, Robert V.
				Art Unit	1635
				Examiner Name	Whiteman, Brian A.
				Attorney Docket Number	UCAL-105CIP2CON2

## **U.S. PATENT DOCUMENTS**

## **FOREIGN PATENT DOCUMENTS**

FOREIGN PATENT DOCUMENTS						
Examiner Initials'	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				

Examiner Signature		Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

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<p>Substitute for form 1449B/PTO</p> <p><b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b></p> <p>(use as many sheets as necessary)</p>				<i>Complete if Known</i>	
				Application Number	10/659,800
				Filing Date	September 10, 2003
				First Named Inventor	FARESE JR, Robert V.
				Art Unit	1635
				Examiner Name	Whiteman, Brian A.
Sheet	2	of	2	Attorney Docket Number	UCAL-105CIP2CON2

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			T <sup>2</sup>
		OELKERS et al., "Characterization of two human genes encoding acyl coenzyme A:cholesterol acyltransferase-related enzymes." Journal of Biological Chemistry, vol. 273, no. 41, October 1998 (1998-10), pages 26765-26771, XP002122746			
		DATABASE GENBANK [Online] 15 October 1998 (1998-10-15), OELKERS et al., "Homo sapiens ACAT related gene product 1 mRNA, complete CDs". Database Accession no. AF059202			
		DATABASE GENBANK [Online] 19 September 1997 (1997-09-19) NEWMAN et al., "24635 CE4-13 Arabidopsis Thaliana cDNA clone E6B2T7,RMA seqiemce. Database Accession no. AA042298			
		TABATA et al., "Xanthohumols, diacylglycerol acyltransferase inhibitors, from Humulus Lupulus" Phytochemistry, Pergamon Press, GB, vol. 46, no. 4, October 1997 (1997-10), pages 683-687, XP004293462 ISSN: 0031-9422			

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered.  
Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.  
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